

1 Kent Khtikian, Esq. (#99843)
2 Conor D. Mack, Esq. (#253878)
3 Katzenbach and Khtikian
4 1714 Stockton Street, Suite 300
5 San Francisco, California 94133-2930
6 Telephone: (415) 834-1778
7 Facsimile: (415) 834-1842

8 Attorneys for Plaintiffs

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BRICKLAYERS AND ALLIED CRAFTWORKERS) Case No. CV 10-3983 JL
LOCAL UNION NO. 3, AFL-CIO; TRUSTEES OF THE)
NORTHERN CALIFORNIA TILE INDUSTRY)
VACATION AND HOLIDAY TRUST FUND;)
TRUSTEES OF THE NORTHERN CALIFORNIA)
TILE INDUSTRY PENSION TRUST; TRUSTEES) STIPULATION FOR FILING OF
OF THE NORTHERN CALIFORNIA TILE) FIRST AMENDED COMPLAINT
INDUSTRY HEALTH AND WELFARE TRUST FUND;)
TRUSTEES OF THE NORTHERN CALIFORNIA)
TILE INDUSTRY APPRENTICESHIP)
AND TRAINING TRUST FUND; TILE INDUSTRY)
PROMOTION FUND OF NORTHERN CALIFORNIA,)
INC., a not-for-profit California corporation;)
TILE EMPLOYERS CONTRACT ADMINISTRATION)
FUND; TRUSTEES OF THE INTERNATIONAL)
UNION OF BRICKLAYERS AND ALLIED)
CRAFTWORKERS PENSION FUND,)
Plaintiffs,)
vs.)
PAVONE TILE AND MARBLE CO., INC., a California)
corporation; AMERICAN CONTRACTORS INDEMNITY)
COMPANY, a California corporation,)
Defendants.)

IT IS HEREBY STIPULATED by and between plaintiffs and the appearing defendant,
AMERICAN CONTRACTORS INDEMNITY COMPANY, in the above-described action
through their attorneys' of record that plaintiffs may file the First Amended Complaint, a copy of
which is attached hereto.

1 IT IS FURTHER STIPULATED that defendant AMERICAN CONTRACTORS
2 INDEMNITY COMPANY waives notice and service of the First Amended Complaint and shall
3 not be required to answer the First Amended Complaint, and that all denials, responses and
4 affirmative defenses contained in the answer filed by defendant AMERICAN CONTRACTORS
5 INDEMNITY COMPANY to the original complaint shall be responsive to the First Amended
6 Complaint.

7
8 Dated: February 3, 2011 HAUSMAN & SOSA, LLP

9
10 By: /s/ Geoffrey Hudson
11 Geoffrey R. Hudson
12 Attorney for Defendant ACIC

13 Dated: February 4, 2011 KATZENBACH AND KHTIKIAN

14
15 By: /s/ Conor Mack
16 Conor D. Mack
17 Attorneys for Plaintiffs

Attestation Of Concurrence

18 I, Conor Mack, declare that Geoffrey R. Hudson has signed the Document set forth above
19 and that I have in my possession his signature on this document.

I declare under penalty of perjury that the foregoing is true and correct.
Executed this 4th day of February 2011, in San Francisco, California.

20 _____
21 _____
22 _____
23 _____
24 _____
25 _____
26 _____
27 _____
28 _____

/s/ Conor Mack

Conor D. Mack

Pursuant to the parties' stipulation and good cause appearing, the Court hereby orders
that Plaintiffs' proposed First Amended Complaint shall be filed within 20 days of this order.

IT IS SO ORDERED

February 8, 2011
Dated: _____


Hon. James Larson
United States Magistrate Judge